



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

EPA Region 5 Records Ctr.



352476

SEP 01 2009

REPLY TO THE ATTENTION OF: SE-5J

VIA ELECTRONIC MAIL (HATKINSO@IDEM.IN.GOV, CWEBB@IDEM.IN.GOV,
JYOUNG@DNR.IN.GOV)

Mr. Harry Atkinson
Indiana Department of Environmental Management
Office of Land Quality/Remediation Services Branch
100 North Senate Avenue, Room ICGN110
Indianapolis, Indiana 46204

Mr. Corey Webb
Indiana Department of Environmental Management
Office of Land Quality/Remediation Services Branch
100 North Senate Avenue, Room IGCN 1101
Indianapolis, Indiana 46204

Mr. Joseph Young
Indiana Department of Natural Resources
Water Division
402 W. Washington St, Room W264
Indianapolis, IN 46204

RE: Request for Applicable or Relevant and Appropriate Requirements
for the Western Tar Products Site (AKA Railworks Wood Products (6990902))
Terre Haute, Vigo County, Indiana

Dear Messrs. Atkinson, Webb, and Young:

The purpose of this letter is to request Applicable or Relevant and Appropriate Requirements (ARARs) for the above-referenced site. As you may be aware, the Site is owned by CAVU Ops, Inc., the successor-in-interest to Western Tar Products Corporation.

The environmental consultant for CAVU Ops, Scott Randle of Keramida Environmental, Inc., has contacted Joe Young and requested permission to remove the surface debris adjacent to the Wabash River. In addition, Mr. Randle is in the process of requesting a permit from the Indiana Department of Natural Resources (IDNR) so that CAVU Ops can excavate along the Wabash River. I understand that IDNR, rather than the U.S. Army Corps of Engineers, has principal jurisdiction of this section of the river. U.S. EPA is asking IDEM to help identify an objective clean-up endpoint as an alternative to relying for an endpoint on the absence of visible coal tar. You should be

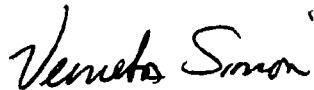
aware that the work will take place on the southern portion of a property already registered in IDEM's Voluntary Remediation Program.

Currently, U.S. EPA is contemplating having CAVU Ops sample to determine if coal tar is in the Wabash River sediment to the west or migrating eastward towards the community. We also intend to have CAVU Ops collect confirmatory samples. If IDEM already has a prescribed method or a plan to use a particular method on the northern portion of the Site, U.S. EPA would like to incorporate this method into the Administrative Agreement and proposed work plan to address the southern portion of the Site.

Please let me know of any other ARARs that U.S. EPA should incorporate into this removal action. Tentatively, U.S. EPA expects to negotiate an Administrative Agreement within the next week and would like to incorporate at that time any Indiana ARARs. Work will not begin until CAVU Ops receives a permit from IDNR.

If you have any questions, please contact me at (312) 886-3601. You may direct legal inquiries to Steven P. Kaiser, Associate Regional Counsel, at (312) 353-3804.

Sincerely,

A handwritten signature in cursive script that reads "Verneta Simon".

Verneta Simon
On-Scene Coordinator